

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA

(1) LAURIE GARLAND, an
individual,
Plaintiff,

vs.

Case No. CIV 2020-306-RAW

(1) STATE OF OKLAHOMA EX
REL OKLAHOMA DEPARTMENT OF
CORRECTIONS,
(2) CHRISTOPHER REDEAGLE,
individually
(3) SHARON MCCOY,
individually,
(4) JOE ALLBAUGH,
individually,
(5) PENNY LEWIS,
individually,
(6) RABEKAH MOONEYHAM,
individually
(7) HEATHER CARLSON,
individually
(8) BOARD OF CORRECTIONS,
Defendants.



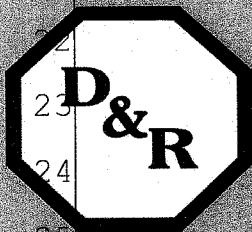
DEPOSITION OF RANDY KNIGHT
TAKEN ON BEHALF OF THE PLAINTIFF
IN OKLAHOMA CITY, OKLAHOMA
MAY 19, 2021

REPORTED BY: JULIA JACKSON, CSR

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REPORTING & VIDEO, INC.

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1 Q. Okay.

2 A. I believe in 2019.

3 Q. Okay. You were the lead investigator?

4 A. Yes.

5 Q. Okay. Is there anybody else who has got more
6 knowledge of these events than you?

7 A. No.

8 Q. Is there anybody else who assisted you with
9 this investigation?

10 A. No.

11 Q. I guess, what I'm trying to get -- if I'm
12 looking for witnesses or people to talk to who would
13 have knowledge about this, other than the two parties,
14 in your mind is there anybody else in your investigative
15 office who I'd want to speak to?

16 A. No.

17 Q. Is there anybody else in general that you think
18 has a lot of knowledge about these event?

19 A. Sharon McCoy, the warden --

20 Q. Uh-huh.

21 A. -- was present when I was speaking to Chris
22 Redeagle --

23 Q. Okay.

24 A. -- so she would have knowledge.

25 Q. Anyone else you can think of?

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1 Q. Okay.

2 A. My chief agent at the time Carl Wilks contacted
3 me at my home --

4 Q. Uh-huh.

5 A. -- and asked me to respond to the Eddie Warrior
6 Correctional Center.

7 Q. Okay. Was he your supervisor?

8 A. Yes.

9 Q. The morning, afternoon, night -- do you
10 remember?

11 A. It was in the morning.

12 Q. Okay. Did you respond immediately?

13 A. Yes.

14 Q. Okay. And what did you do?

15 A. I kind of worked this case backwards.

16 Q. Okay.

17 A. The deputy warden was -- Mr. Redeagle was at
18 the facility. They hadn't notified him that the
19 Inspector General's Office was going to be involved in
20 the investigations. They were concerned about that,
21 concerned about him leaving the office and having
22 contact with any inmates. So I met with him first and
23 conducted the interview with him initially.

24 Q. Deputy warden is the second highest person you
25 can have at the Eddie Warrior Correctional Facility;

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1 A. Sure.

2 Q. I wanted it to be easy.

3 A. So initially he denied engaging in any kind of
4 inappropriate relationship with Ms. Garland.

5 Q. Uh-huh.

6 A. I asked him -- I gave him some information
7 regarding some underwear that was allegedly given to Ms.
8 Garland and had been returned to him.

9 Q. Uh-huh.

10 A. I asked him for consent to search his house.
11 He agreed. We went to his residence. The only room
12 that had furniture was his bedroom. He had a bed and he
13 had two nightstands. One of them contained a black
14 safe.

15 Q. So I'm just -- is it a pretty sparsely
16 decorated house?

17 A. He didn't have any furniture in there, except
18 for his bed and his nightstand. I'm assuming he -- from
19 my understanding, he was driving back and forth on
20 certain occasions to his home.

21 Q. Okay. When you interviewed him originally, did
22 you think he was lying or being truthful or did you have
23 an opinion or do you recall?

24 A. I believed he was lying.

25 Q. Okay. Did you guys drive in one -- I guess,

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1 you walked probably to his house?

2 A. So Warden McCoy was present there.

3 Q. Okay.

4 A. He went -- I believe we went in her vehicle,
5 drove to his house. I started searching the residence,
6 went to his bedroom. I discovered two different safes.
7 I had asked Warden McCoy to keep Mr. Redeagle in the
8 living room.

9 Q. Uh-huh.

10 A. I was hoping that the area that I was
11 searching, he would get concerned with and come to the
12 room to let me know that I was in the right area. He in
13 fact did that when I got to the safe. There was a black
14 safe. And I asked him for the key or the code to get
15 into the safe.

16 He had told me that the -- he didn't have a
17 code for the safe and that the key that belonged to that
18 safe was at his residence in Pawhuska. So I informed
19 Mr. Redeagle that I would secure the house and he was to
20 drive home and get his key and come back and open the
21 safe.

22 Q. Did that make sense to you that he had no key
23 or no combination to that safe?

24 A. I didn't believe he was telling the truth.

25 Q. Okay. Very good. That's I guess what I was

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1 really asking. So did he leave you or what happened
2 next?

3 A. So we secured the residence. We were leaving
4 the facility. I wanted to search his vehicle before he
5 left. I initiated my search on the driver's side. I
6 let -- by policy we're required to let the employee
7 stand near the vehicle to watch our search.

8 Q. Uh-huh.

9 A. Warden McCoy was in the back, so the rear of
10 the vehicle. When I first looked into the vehicle, I
11 seen a photograph of a female and some correspondence
12 letters.

13 Q. Say that again.

14 A. Correspondence letters -- letters.

15 Q. Yes, yes, yes.

16 A. So I briefly reviewed the letters and I turned
17 the photograph or held the photograph and I could tell
18 that it was -- well, I wasn't for sure who the female
19 was. I had never seen a picture of Inmate Laurie
20 Garland. So I just kind of rused him and I picked the
21 photograph up and said, "Why don't you tell me the
22 truth".

23 And he got emotional and said, "I'm sorry. I
24 lied to you".

25 So I retrieved the photograph and the letters.

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1 In the back floorboard passenger's side, I seen a weapon
2 laying there and a magazine that was laying next to the
3 weapon that was loaded. So I secured the weapon, the
4 photograph, the correspondence letters and then I found
5 another weapon in the trunk and I secured them in my
6 vehicle.

7 Q. Okay. He admitted to you that he had lied at
8 that point in time. I don't know what the procedure is.
9 At that point do you re-interview him or what do you do
10 after that?

11 A. Well, my intention was to re-interview him --

12 Q. Uh-huh.

13 A. -- but I wanted to -- I wanted to deal with the
14 underwear allegation.

15 Q. Uh-huh.

16 A. So I asked him there at the car, "Did you lie
17 to me about not having a code or a key to access the
18 safe".

19 And he said, "I did".

20 He gave me the key. I said, "Is there female
21 underwear in your safe".

22 And he said, "Yes".

23 So we went back to the residence, opened the
24 safe and I found the underwear and some more letters and
25 photographs. Again I didn't know at the time that it

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1 -- these are correspondence that you did find during
2 your investigation?

3 A. Yes.

4 Q. And this is correspondence written by Mr.
5 Redeagle to Ms. Garland; is that correct?

6 A. Yes.

7 Q. Okay. And all of these would violate the PREA
8 Act; correct?

9 A. Yes.

10 Q. That would be a Prison Rape Elimination Act;
11 correct?

12 A. Yes.

13 Q. Okay. After April 3rd, did you ever have
14 another chance to re-interview Deputy Warden Redeagle?

15 A. I don't believe I interviewed him a third time.

16 Q. Okay. You interviewed him twice on the April
17 3rd; correct?

18 A. Correct. I did make contact -- I did contact
19 him and request a third interview and he declined.

20 Q. Okay. There was reference in here about --
21 something about taking a polygraph test. Was that ever
22 done?

23 A. No.

24 Q. Okay. Did he decline that too or do you
25 recall?

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1 A. There's an employee lounge. So that's where
2 she was assigned. So just through conversation.

3 Q. Okay. Are -- is the deputy warden supposed to
4 kind of engage in idle chitchat or just visiting with
5 inmates?

6 A. There's no violation against that.

7 Q. Okay. Okay. Is there some point where that
8 would cross a line or not?

9 MR. JOSEPH: Object to the form.

10 THE WITNESS: If the conversation began to
11 be intimate, yes.

12 Q. (BY MR. DALTON) Okay.

13 A. Having conversations about her family or, you
14 know, about what she was going to do after prison
15 there's nothing inappropriate about that, but...

16 Q. Okay. What about if you're -- what if a prison
17 official or prison -- just a staff is going out of the
18 way just to eat lunch and just have chitchat with an
19 inmate. Is that inappropriate?

20 A. If it's determined that that employee
21 intentionally went to an area to communicate with an
22 inmate, yes.

23 Q. Okay. Even if it's innocuous chitchat, if
24 they're doing that on purpose to meet that person, that
25 would be wrong?

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1 MR. JOSEPH: Object to the form.

2 THE WITNESS: It would depend on the
3 circumstances.

4 Q. (BY MR. DALTON) Okay. What about in this case
5 if Deputy Warden Redeagle had manipulated Ms. Garland's
6 work schedule so that he had more contact with her,
7 would that have been wrong?

8 A. Yes.

9 Q. What if he had delayed calling for rollcall or
10 called her at different times for rollcall, so he could
11 just have more time with her? Would that have violated
12 Department of Corrections standards?

13 A. In this particular case, yes.

14 Q. Okay. If those sort of things has been noticed
15 by other employees of the Department of Corrections,
16 would you expect them to -- are they expected to write
17 that up or notify the warden of unusual activity?

18 MR. JOSEPH: Object to the form.

19 THE WITNESS: If an employee observes a
20 policy violation, they're required to author an incident
21 report.

22 Q. (BY MR. DALTON) Okay.

23 A. If they have suspicions, they're not really
24 required. They're not required --

25 Q. Okay.

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1 you believe?

2 A. Yeah. We -- yes. We found two videos.

3 Q. Very good. And then can you read this -- the
4 very last paragraph on this?

5 A. Page 6?

6 Q. Page 6, yeah.

7 A. "On the first occasion, Garland reported she
8 and Redeagle engaged in a kiss and Redeagle had rubbed
9 her buttocks outside of her clothing."

10 Q. Do you have any reason to dispute that that
11 happened?

12 A. No.

13 Q. Your evidence seems to suggest that it did
14 happen; correct?

15 A. My evidence placed Mr. Redeagle in a room alone
16 with Inmate Garland.

17 Q. Okay. What you just read would clearly violate
18 everything in the PREA Act; correct?

19 MR. JOSEPH: Object to the form.
20 Everything.

21 MR. DALTON: You're right, counselor.

22 Q. (BY MR. DALTON) The paragraph you just read
23 would violate the PREA Act; correct?

24 A. Yes.

25 Q. It would also be a violation of Oklahoma

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1 happen as written?

2 A. No.

3 Q. Again that's a violation of all -- of Oklahoma
4 Department of Corrections policies and procedures and a
5 violation of the Prevention of Rape Elimination Act;
6 correct?

7 A. Yes. Prison Rape Elimination Act.

8 Q. Yeah. Prison Rape -- I'm sorry. And you would
9 expect every staff member to be aware that that -- what
10 you just read would violate both of those; correct?

11 A. Yes.

12 Q. The next paragraph says, "Garland denied she
13 and Redeagle engaged in sexual intercourse or performed
14 additional sexual acts". That doesn't matter as far as
15 the Prison Rape Elimination Act, does it?

16 A. No, sir.

17 Q. Kissing, groping, grabbing each other -- that
18 is a violation of the act; correct?

19 A. Yes.

20 Q. And because she's an inmate, Garland cannot
21 give her consent for this to happen; is that correct?

22 A. Yes.

23 Q. Meaning this is akin to like a statutory rape,
24 where an inmate cannot give their consent for any sort
25 of sexual activity or groping or grabbing; correct?

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1 Q. So you were called in on April 3rd, 2019, and
2 you interviewed Mr. Redeagle a couple of times that day.
3 How long until your interviews were wrapped up do you
4 think?

5 A. I attempted to interview Chris Redeagle one
6 more time, contacted him by phone. That would have been
7 the last time I had done anything as far as interviewing
8 him on the case, I believe.

9 Q. Okay. Was there any -- did you go back to try
10 to interview any workers at Eddie Warrior Correctional
11 Center, any staff or anything like that?

12 A. I don't recall.

13 Q. Okay. You were with Warden McCoy the whole
14 time, correct, or you were with her when you interviewed
15 Mr. Redeagle?

16 A. I was with Warden McCoy at the vehicle and at
17 the residence.

18 Q. You know, I keep saying that. I had forgotten
19 there was two wardens or something funny at that time;
20 is that right?

21 A. Yes.

22 Q. And one of them is Warden McCoy and there's
23 also Natalie -- and I forget her last name.

24 A. Cooper.

25 Q. Cooper. So with Warden McCoy, you were with

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1 her while you were going through the car and the
2 residence?

3 A. Correct.

4 Q. Did you have any individual discussions or do
5 you remember any discussions with Warden McCoy during
6 that time?

7 A. I don't recall what we spoke about.

8 Q. Okay. Did she bring you up to speed on
9 anything about Redeagle or Garland during that time? Do
10 you remember?

11 A. I don't believe I spoke with anybody, other
12 than them handing me documents when I first arrived
13 there. I didn't really have time to sit down and do a
14 briefing on the situation.

15 Q. Okay. What about afterwards? Did you have a
16 chance to visit with Warden McCoy with what had happened
17 or wrap up or anything like that?

18 A. I believe I interviewed her -- I interviewed
19 her at some point in the investigation, I believe, after
20 I was asked to interview her by my supervisor.

21 Q. Okay. And I do know there's a reference to her
22 in your report, which is Exhibit No. 2. It seems like
23 she had failed to report or pass on something. Look
24 through your Exhibit No. 2 and I'll see if I can find it
25 mine.

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1 A. It's on Page 9.

2 Q. Thank you. On the very bottom, is that where
3 you're looking?

4 A. Yes.

5 Q. Can you just read that bottom paragraph for me?

6 A. "Agent Knight conducted an informal interview
7 with Warden Sharon McCoy at the Jess Dunn Correctional
8 Center. Warden McCoy confirmed she had not reported the
9 initial PREA complaint filed against employee
10 Christopher Redeagle, regarding a reported inappropriate
11 relationship with Inmate Laurie Garland through the
12 Region I Office or OFAI. McCoy advised she had
13 forgotten to report the allegations as required."

14 Q. Okay. Any time there's an allegation like
15 that, that's supposed to be reported; is that correct?

16 A. Yes.

17 Q. Okay. What should Warden McCoy have done?

18 A. She should have taken the statements from the
19 individuals that were filing the complaint. Those
20 statements are sent to a Region -- back the a Region I
21 Office, which would have been her supervisor. They
22 forward them to the Inspector General's Office -- the
23 OFAI back then -- and it's assigned an investigation.

24 Q. So when there's a report made, it goes outside
25 of Eddie Warrior above that to the inspector general; is

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1 that correct?

2 A. Yes.

3 Q. Okay. So if Eddie Warrior received the
4 complaint and then they just tried to handle it
5 in-house, without going outside of that, that would be
6 improper; is that correct?

7 MR. JOSEPH: Object to the form.

8 THE WITNESS: I don't know how to answer.
9 It wouldn't be improper if they conducted an inquiry,
10 which I believe they did. But then failure to report it
11 to the Regional I Office to get to us was a violation.

12 Q. (BY MR. DALTON) Okay. It's the reporting
13 that's the violation?

14 A. Correct.

15 Q. Or the failure to report is the violation?

16 A. Yes.

17 Q. Okay. Someone like defendant Redeagle, he has
18 a lot of power or authority or he did over at Eddie
19 Warrior Correctional Center; correct?

20 A. Yes.

21 Q. And especially if you're an inmate. We're in
22 agreement, inmates are stripped of basically all their
23 rights and those are provided for them by the jail or
24 correctional facility; correct?

25 A. Could you be more specific when you're talking

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1 about their rights?

2 Q. Yeah. Or their ability to support themselves
3 or take care of themselves. I mean, they're relying on
4 the facility for food; correct?

5 A. Not necessarily.

6 Q. Can inmates go to like McDonald's and buy a
7 hamburger or cook their own meals or go grocery
8 shopping?

9 A. Well, they can go grocery shopping and they do.
10 They have a -- they have a food vendor there -- a
11 canteen, if you will -- that sells chips, sandwiches,
12 pop, milk. They can buy through the canteen and they
13 can also be provided meals through the State, through
14 the facility. So they can get meals two ways.

15 Q. How do they get money to buy those meals?

16 A. So the money sent through to their books, which
17 is their inmate account. So they could have friends,
18 associates send money through a system, it's put on the
19 books and then they take -- they go down to the
20 commissary and they buy their -- purchase their items
21 and that money is taken off of their books.

22 Q. If they're working -- I know they're working
23 jobs. Are they able to make enough money working jobs
24 at the jail to purchase this food and things like that
25 to support themselves?

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1 A. Some of the inmates get paid to do jobs at the
2 facility. I don't -- I can't recall the amount.

3 Q. Uh-huh.

4 A. But inmates that are without money can request
5 different things through the facility, if they don't
6 have an outside source to gain any money.

7 Q. Okay. In your opinion, you think that inmates
8 don't require or they're not reliant upon the
9 correctional facility providing them food; is that
10 correct?

11 A. My response to that would be that they can get
12 food two ways: Yes, the facility is required to feed
13 them, but a lot of the inmates don't eat facility food.
14 They will purchase their own food and eat that in lieu
15 of the facility food.

16 Q. Does the facility provide them shelter?

17 A. Yes.

18 Q. They're not allow today live wherever they
19 want. They're incarcerated; correct?

20 A. Correct.

21 Q. They don't have a right to carry a gun when
22 they're in there or a knife or some sort of device like
23 that to protect themselves, are they?

24 A. No.

25 Q. They're reliant upon the facility to provide

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1 protection to them; correct?

2 A. Yes.

3 Q. As far as getting up and regulating their day,
4 again they're regulated by the facility to a large
5 degree, aren't they?

6 A. Yes.

7 Q. Inmates probably don't want to get on the wrong
8 side of facility. I think, it would make their life
9 miserable. Do you agree with most inmates want to stay
10 on the right side of the facility --

11 MR. JOSEPH: Object to the form.

12 Q. (BY MR. DALTON) -- of the staff?

13 A. I would say yes.

14 Q. Okay. Somebody like a -- like Deputy Warden
15 Redeagle could make an inmate's life hard, if he wanted
16 to, couldn't he --

17 A. Yes.

18 Q. -- more uncomfortable? This -- the staff has
19 much more power than the inmates; correct?

20 A. Yes.

21 Q. If you look at just the dynamics, that's why
22 there can't be a true relationship between a staff
23 member and an inmate, due to the power structure being
24 so divergent; correct?

25 A. Yes.

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1 Q. When you first went to look into this matter,
2 you didn't want Deputy Warden Redeagle to know that he
3 was going to be interviewed before he was, because you
4 didn't want him going to intimidate a witness; correct?

5 A. My thought was I didn't want him to have any
6 contact with her at all.

7 Q. Right. Okay.

8 A. I had no information to suggest that he was
9 intimidating her or there was anything more. I just
10 didn't want him to have contact with the inmate.

11 Q. Intimidation could be a concern in a case;
12 right? Not that it would occur, but it's something that
13 you would not want to have happen; correct?

14 A. Correct.

15 Q. Okay. And somebody in a position of power a
16 lot of times can coerce or have power over somebody in a
17 much lesser position, like an inmate?

18 MR. JOSEPH: Object to --

19 THE WITNESS: Yes.

20 MR. JOSEPH: -- the form.

21 Q. (BY MR. DALTON) As a deputy warden, did Mr.
22 Redeagle -- he had an ability to control hours that
23 people worked or hours that he worked?

24 A. To some degree, yes.

25 Q. Okay. He had the ability or the power to a

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1 degree to kind of treat policies seriously or treat
2 policies laxly. He kind of set a tone, didn't he, for
3 Eddie Warrior Correctional Center?

4 A. I can't --

5 MR. JOSEPH: Object to form.

6 THE WITNESS: -- answer that.

7 Q. (BY MR. DALTON) Okay. That's fine. And if
8 you can't, just tell me. I'm just asking.

9 A. Yeah. I can't.

10 Q. As deputy warden he would have the ability to
11 manipulate or control to a degree how often he would run
12 into or didn't run into someone, like Laurie Garland;
13 correct?

14 A. You're asking if he had control --

15 Q. Yeah.

16 A. -- to do that? Yes.

17 Q. Okay. And he could kind of manipulate her work
18 schedule or where she was supposed to be so that he
19 could again, if he wanted to, run into her or be with
20 her; correct?

21 A. Yes.

22 Q. I think there was a lot of talk in the prison
23 yard about Deputy Warden Redeagle and Inmate Garland
24 talking or speaking together or visiting. Were you
25 aware of that at all?

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1 A. Yes.

2 Q. Okay. Deputy Warden Redeagle would have had
3 the ability to make that happen; correct?

4 A. Yes.

5 Q. That would have been improper for him to do so;
6 correct?

7 A. If the purpose was to engage in a relationship,
8 yes.

9 Q. Okay. Very good. Is that something that
10 Warden McCoy or Warden Cooper should have been aware of?

11 MR. JOSEPH: Object to the form.

12 THE WITNESS: I believe at some point
13 Warden McCoy was made aware of it.

14 Q. (BY MR. DALTON) Okay. And you would expect a
15 warden to look into that if they become aware of it;
16 correct?

17 A. Yes.

18 Q. You would expect them to treat it seriously?

19 A. Yes.

20 Q. And you would them to report that to the
21 Inspector General's Office?

22 A. Yes.

23 Q. Okay. Likewise if just general staff at Eddie
24 Warrior Correctional Center was aware that a staff
25 member and an inmate were meeting on some regular basis

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1 or greater than normal frequency, you would expect that
2 to be reported or an incident report made out?

3 A. Yes.

4 Q. Okay. And if an incident report like that gets
5 made out, again that gets reported up to the Inspector
6 General's Office?

7 A. Well, the incident would have been sent to the
8 chief of security and then to the warden or the deputy
9 warden.

10 Q. Okay. So it could have gone to Mr. Redeagle,
11 but then they were supposed to send that up on the chain
12 to the Inspector General's Office?

13 A. Yes. Yes.

14 Q. Okay. It would not be unusual for an inmate to
15 be very reticent or reluctant to say anything negative
16 against the deputy warden, wouldn't it?

17 A. I'm sorry. One more time.

18 Q. Yeah. It would be understandable for an inmate
19 not to want to bad mouth or say anything negative about
20 the deputy warden to a staff member; is that correct?

21 MR. JOSEPH: Object to the form.

22 THE WITNESS: I would say no.

23 Q. (BY MR. DALTON) Really? How come?

24 A. Because of my access to the facility, the
25 inmates constantly send up incident reports or complain

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1 they find that Mabel Bassett Correctional Center is one
2 of the highest instances of rape or violations of PREA
3 in the United States? Do you remember reading anything
4 about that?

5 A. Yes.

6 MR. JOSEPH: Object to the form.

7 Q. (BY MR. DALTON) Okay. Do you remember what
8 time frame that was taking place in?

9 A. That would have been -- I don't recall the
10 year.

11 Q. Do you recall approximately?

12 A. I would say 2018, maybe 2017.

13 Q. Okay. Eddie Warrior also had a higher than
14 normal instances of PREA violations, didn't they?

15 MR. JOSEPH: Same objection.

16 THE WITNESS: Define normal.

17 Q. (BY MR. DALTON) Well, if you looked on a
18 national standard, they would have more than you would
19 expect?

20 A. I mean, I really can't answer that, because
21 there's a whole different -- there's a whole different
22 -- there's various forms of the complaints --

23 Q. Okay.

24 A. -- verbal -- so I would say I don't know.

25 Q. Okay. Is the Department of Corrections, was it

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1 Q. Okay. Okay. Yeah. I do show 2018 efficiency
2 review of Oklahoma Department of Corrections by U.S.
3 Department of Justice found understaffing. Are Mabel
4 Bassett or Eddie Warrior understaffed, to your
5 knowledge?

6 A. I don't know what the staffing is. I couldn't
7 answer that.

8 Q. That's fine. Just in your experience, do you
9 think that having more staff helps to prevent PREA
10 violations?

11 A. No.

12 Q. Do you think that more staff there is, the more
13 able they are -- let's just say about staff PREA
14 violations: The more people working there, the more
15 likely it is that staff can't be alone with inmates or
16 they will be discovered?

17 A. No.

18 Q. Okay. So in your mind, is there any
19 correlation between staffing and finding out or
20 preventing PREA violations?

21 A. It's training the staff and training the
22 inmates in the end.

23 Q. Okay.

24 A. Those kind of occurrences can happen inside of
25 a cell, outside of the view of an employee.

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1 Q. What would alert them that there was abuse
2 occurring?

3 A. Most cases inmates -- inmates will tell the
4 staff if something is going on.

5 Q. If the inmate is not reporting anything or is
6 staff trained to look for anything else or do they wait
7 until the inmate makes some sort of a report?

8 A. I can't answer what the other -- so I would say
9 I don't know.

10 Q. And that's fine. I'm just exploring thoughts
11 with --

12 A. Okay.

13 Q. -- you and I'm trying to find out what you know
14 and what you don't know.

15 A. Okay.

16 Q. Do you know if because of this incident that
17 Eddie Warrior made any adjustments to their policies?

18 A. I don't know.

19 Q. Are there any adjustments to policies that you
20 think should have been made based upon this occurrence?

21 A. I would say no.

22 Q. Do you or -- do you meet with anybody at the
23 DOC to review incidents and adjustments and what they
24 could do to prevent things like this in the future just
25 in general?

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1 cases I have worked, the female victims that I had that
2 were engaging in consensual act with an employee didn't
3 inform me that they were scared or concerned about
4 moving -- other than -- other than they were concerned
5 whether they were going to be written up or some kind of
6 violation.

7 Q. They were concerned that they might get in
8 trouble by the jail or by the staff of the jail?

9 A. But -- yes. But they're informed that they
10 can't happen. We control that. So we control -- our
11 reports control what happens to the inmate.

12 Q. You control that, because you're outside of the
13 individual facility. If you're reporting on a deputy
14 warden who basically controls a lot of the facility, you
15 might have that worry, would you not?

16 A. No. Because we would ensure that the deputy
17 warden -- if there was a complaint filed against him, he
18 would be removed from that position.

19 Q. Okay. As soon as a complaint was made?

20 A. Yeah. Well --

21 Q. Okay.

22 A. -- if it's a -- if a complaint that they feel
23 is a valid complaint --

24 Q. Uh-huh.

25 A. -- they remove him until there's an inquiry.

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1 that there was abuse.

2 Q. Okay.

3 A. Yes. I would say yes.

4 Q. Okay. Are there any ways for an inmate to
5 report abuse or suspected abuse to a non-DOC personnel
6 or agencies?

7 A. Inmates can contact family. They can call a
8 hotline.

9 Q. Okay.

10 A. We have a -- we have -- one of our agents is
11 assigned to monitor that 24 hours a day. Any calls that
12 comes in is reported. They review them daily and then
13 we respond to these complaints, if it's what -- once we
14 contact the facility.

15 Q. Okay. Let's see, I think we already answered
16 this, but staff is required to report all suspected
17 sexual abuse or improper relationships; is that correct?

18 A. Yes.

19 Q. In this case with Ms. Garland, what steps did
20 you take to protect her from further sexual harassment
21 or abuse?

22 A. My interview with her, I gave her information
23 that she could contact me. By policy I'm required to
24 ensure that I feel like that she's safe where she's at.
25 If I don't feel like she's safe, then I can have her

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1 witness when she spoke with you?

2 A. Yes.

3 Q. You didn't give her a polygraph or anything,
4 did you?

5 A. No.

6 Q. Did you feel any need to do that?

7 A. I wouldn't have.

8 Q. Okay. In your mind, did any staff actions or
9 failures to act contribute to this abuse?

10 A. I would say no.

11 (Exhibit 8 marked for identification and
12 made a part of the record.)

13 Q. (BY MR. DALTON) I'm going to mark something as
14 Exhibit No. 8 and give it to you here. It's going to be
15 Bates stamped 5920 through 5922 -- 23. Again this is
16 subject to nondisclosure, as we've already discussed and
17 ask if you've seen this before, if you'll review them.

18 MR. DALTON: Can you pass these down to
19 him? Do you mind just looking over his shoulder? Thank
20 you.

21 THE WITNESS: I don't recall whether I've
22 seen this or not. If it was in my investigation report
23 or my attachments, but I don't recall this specific --

24 Q. (BY MR. DALTON) Okay. What about on the last
25 page of this, there's -- it's marked 5922 the way

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1 putting in here. So I would have interviewed her first
2 and then I would have spoke with the warden or the chief
3 to find out if there had been any more allegations made.

4 Had there been more allegations made, I would
5 have interviewed those inmates or staff members that had
6 been involved and if it looked like there was something
7 to what was going on, I would have sent that information
8 into my boss to have a full and formal investigation
9 conducted.

10 Q. Would you -- will you have interviewed just any
11 other inmates, you know, housing with or around Ms.
12 Garland?

13 A. No.

14 Q. Would you have done anything for Ms. Garland to
15 potentially remove her from the deputy warden at this
16 point?

17 A. Well, you're going to have to be more specific
18 when that would have occurred.

19 Q. If you had received this back on March 18th,
20 2019, would you have spoken with Ms. Garland about this?

21 A. I would have interviewed Ms. Garland.

22 Q. Would you have given any assurance of safety or
23 protection or anything from Mr. Redeagle --

24 A. Yes.

25 Q. -- Deputy Warden Redeagle? Yes?

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1 Forensic --

2 Q. Anything.

3 A. -- evidence or --

4 Q. For example, I think you found letters?

5 A. Yes.

6 Q. I want to know what you found that you
7 considered evidence to support what you had been told by
8 her.

9 A. Photographs, correspondence letters and
10 underwear --

11 Q. Okay.

12 A. -- and a video.

13 Q. You're right. Anything else?

14 A. I don't recall.

15 Q. Do you know where that evidence is kept or not?

16 A. Yes. It's supposed to be in Lexington. We
17 have an evidence room there. So there's -- that's where
18 it should be.

19 Q. Okay. Do you know if this -- is it being held
20 by the DA or by your office?

21 A. We have an evidence office.

22 Q. The Departments of Corrections or the
23 investigative office does?

24 A. The Inspector General's Office does. We have
25 our own evidence tag.

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1 deputy warden in this case, and he's removed, I mean,
2 she's protected.

3 Q. Okay. Before he's removed though, I guess, do
4 you have a worry of staff retaliation, if she's made a
5 complaint?

6 MR. JOSEPH: Object to the form.

7 THE WITNESS: I couldn't say whether -- I
8 mean, I'm always -- again I'm always worried. If it
9 would happen, then I would deal with it, but I don't
10 necessarily think I have a concern about it.

11 Q. (BY MR. DALTON) Okay. It seems to me that I
12 read somewhere that the DOC has a duty to provide a
13 safe, humane and secure environment for all inmates.
14 There's a zero tolerance of staff sexual misconduct and
15 harassment of inmates. Do you think that's true?

16 A. Yes.

17 Q. You've investigated other instances of staff
18 misconduct, sexual misconduct or harassment of inmates;
19 correct?

20 A. Yes.

21 Q. Where would be the documentation of those other
22 investigations? If I want to find out who they were or
23 where they were or what was found out, how -- what would
24 I ask?

25 A. You would contact -- we have a database called

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1 Center.

2 Q. Do you know what was paid out on that lawsuit?

3 A. The inmates -- I was informed the inmates
4 withdrew their lawsuit that I mentioned.

5 Q. Okay. Do you know -- does it -- do you know
6 how much the DOC pays out to inmates for lawsuits for
7 PREA violations yearly or anything?

8 A. I do not.

9 Q. Okay. Once Redeagle resigned, was any more
10 investigation done into him and what he had done or did
11 the investigation then stop?

12 A. Again I -- I interviewed Warden Sharon McCoy.
13 I obtained the videos, reviewed the videos. I attempted
14 to interview Chris Redeagle again and he declined and I
15 believe I spoke to Laurie Garland again shortly after
16 that.

17 Q. Warden McCoy, what did she tell you in that
18 interview.

19 A. I don't recall. I -- I believe if I remember
20 correctly in the report she said that -- she said that
21 she forgot to send the information up for request.

22 Q. I saw that in your report, too. Do you
23 remember anything else she would have told you in that
24 interview?

25 A. I don't recall.

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1 A. April 2nd, it looks like.

2 Q. So are we in agreement that even after Eddie
3 Warrior was made aware something potentially was going
4 on, which was back in March; correct?

5 A. Are you asking me -- I guess, I'm trying -- so
6 they did an inquiry in March.

7 Q. Okay.

8 A. I was aware they did an investigation --
9 inquiry, as they called it -- by the chief of security
10 and that was directed by Warden Sharon McCoy.

11 Q. But even after that though, it looks like
12 Deputy Warden Redeagle continues to do improper
13 correspondence. Would you agree with that?

14 A. Well, the letter itself is inappropriate, so...

15 Q. So the Eddie Warrior investigation does not
16 appear to have stopped his inappropriate conduct?

17 A. No.

18 Q. Deputy Warden Redeagle did have the power to
19 manipulate or use the storage area without any
20 compliance or monitoring; correct?

21 A. Yes.

22 Q. He also had the ability to go through
23 plaintiff's residence or cell; correct?

24 A. Yes.

25 Q. He had the ability to call her late to roll

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1 Q. Okay. We also talked about Ms. Cooper. Was
2 one of them more in charge than the other or was one of
3 them -- was McCoy on her way out it sounds like or
4 transferring or do you remember?

5 A. No. Warden McCoy is still the warden over
6 at -- she's now the warden over at Jess Dunn
7 Correctional Center, but she was directed to respond to
8 there to be the interim warden until she was officially
9 announced as the warden. So she was basically the
10 warden of both facilities and then they brought in Ms.
11 Cooper.

12 Q. Okay. I got it.

13 MR. DALTON: We're at an hour and 15
14 minutes, I take it. Can we take a short break?

15 MR. JOSEPH: Sure.

16 (Recess taken.)

17 MR. DALTON: Back on the record.

18 Q. (BY MR. DALTON) You're still under oath.
19 You're aware of that, Agent Knight?

20 A. Yes, sir.

21 Q. I never asked you at the start, what's your
22 age?

23 A. 52.

24 Q. 52?

25 A. Uh-huh.

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1 Q. Okay. Have you --

2 A. I can't answer that.

3 Q. Have you heard any reason why she got
4 transferred to the other facility?

5 A. It was an open spot.

6 Q. Is it a bigger or better position?

7 A. I believe that it has more of -- more of a pay
8 increase --

9 Q. Okay.

10 A. -- for the size of the facility, yes.

11 Q. Okay. Would you agree for the Oklahoma
12 Department of Corrections that sexual assault or
13 harassment by guards or deputy wardens is a continual
14 problem in Oklahoma?

15 MR. JOSEPH: Object to the form.

16 THE WITNESS: I would say yes.

17 Q. (BY MR. DALTON) Sure. Do you know -- does the
18 Department of Corrections have any cure or anything to
19 try to prevent it in the future?

20 A. I'm not aware of any.

21 Q. You met Deputy Warden Redeagle; correct?

22 A. Yes.

23 Q. Is he physically intimidating if you --

24 A. Yes.

25 Q. He's a big guy, in other words?